



PRESENT: Mayor Justice Council Member Mead
Council Member Behling Council Member Price
Council Member Fox Council Member Richman

OTHERS PRESENT:

Jaime Anderson, Recorder	Tami Bennett, Treasurer	Lou Vanderherp
Sidney Swasey, Maintenance	Hollie Smith	Josh Behunin
Rick Price, Maintenance	Lindsey Behunin	JoAnn Behling
Lane Justice	Thelma Jensen	Cliff Snow
Ty Justice	Craig Nielson	Cynthia Nielson
John Healy	Randy Nielson	Mike Howes
Cash Winn	Valerie Winn	Conna Behling
Sherrie Swasey	Whitney Jones	Chance Justice

1. CALL TO ORDER, ROLL CALL, WELCOME & PLEDGE OF ALLEGIANCE, OATH OF OFFICE TO NEWLY ELECTED OFFICIALS

Mayor Justice called the meeting to order at 7:00 p.m. and welcomed everyone. The roll call noted the following:

Present: Council Member Mead, Price, Behling, and Fox.
Council Member Mead led the Pledge of Allegiance.

The Recorder administered the Oath of Office to Adele Justice, Wendy Price and Kern Behling.

2. APPOINTMENT OF NEW CITY COUNCIL MEMBER AND OATH OF OFFICE

Mayor Justice asked the City Council to review the letters from Hollie Smith and Brad Richman that were submitted for the two-year council member vacancy, due to her becoming the Mayor. She asked Hollie and Brad to introduce themselves and asked the council to cast a vote. The count was two votes each, making it a tie. Mayor Justice had them draw straws to break the tie. The winner was Brad Richman. The Recorder administered the Oath of Office to him and he took his seat on the City Council.

3. REAPPOINTMENT OF FIRE CHIEF- RANDY NIELSON

Mayor Justice reported that Fire Chief Randy Nielson has been the Fire Chief for many years and would like to be reappointed for another two years. She thanked him for all he has done for the city and the Fire Department.

Council Member Fox moved to re-appoint Randy Nielson as Fire Chief for two years. The motion was seconded by Council Member Mead. The motion carried with Council Member Price, Fox, Richman, Behling, and Mead voting aye in a roll call vote.

CONSENT AGENDA

4. APPROVAL OF MINUTES DATED DECEMBER 14, 2017

Mayor Justice explained to the new council members that the consent agenda can have several items in it that have already been discussed in prior council meetings and can be approved with just one motion.

5. BOARD OF EQUALIZATION REQUESTS

There was no board of equalization requests.

Council Member Fox moved to approve the consent agenda. The motion was seconded by Council Member Price. The motion carried with Council Member Price, Fox, Richman, Behling, and Mead voting aye in a roll call vote.

GENERAL BUSINESS / DISCUSSION ITEMS

6. ITEMS PULLED FROM THE CONSENT AGENDA

There were no items pulled from the consent agenda.

7. PUBLIC COMMENT PERIOD

Mayor Justice noted that the public comment period is a fifteen-minute period that allows the public to comment or bring something to the city council's attention. No action can be taken or approved during this time. Mayor Justice opened the floor to the public for any comments.

JoAnn Behling wanted to thank all those that ran for office and that are willing to step up to help the community.

Cliff Snow asked what the city has planned for the upcoming water year. Mayor Justice noted that she will be working closely with the Ferron Canal Company and Tracy Behling monitoring the water but as far as she knows, the city shouldn't have any water problems.

Kash Winn reported that the farmers and the city will have equal parts of water shares. He also noted that the culinary water will be priority over anything else and he is not worried about the water year either.

John Healy asked what the new city council assignments are. Mayor Justice has this as an agenda item to follow and noted it may change due to the new council members preferences.

It was asked if the city still plans on helping The American Legion with the planning of the Veterans Memorial and who would be the Council Member assigned to it. Council Member Fox volunteered to add it to his assignments and it was discussed where it would be built.

Lou Vanderherp asked why the silt in Millsite Reservoir is not being removed. He also wanted to discuss the mercury level and toxins in it and if it was affecting our drinking water. It was discussed that the cost of removing the silt was too much and the Dam Rehabilitation Project was a better option for everyone involved.

Kash Winn reported that the dredging pilot project is still ongoing and will start back up in the spring. Toxins in the silt was discussed and it was noted that it's a natural problem from the rain water washing it down off the mountain and settling in the reservoir. He also noted that even if the silt was removed, the problem would still be there.

8. DISCUSSION AND CONSIDERATION FOR CITY APPROVAL OF A CULINARY WATER

CONNECTION - 515 NORTH 800 WEST - JOSH AND LINDSEY BEHUNIN

Josh and Lindsey Behunin addressed the City Council with a request to receive the city's approval for a culinary water connection so they can build a new home across the street from their current home. They are located outside the city limits and need the city to approve the connection before Castle Valley Special Service District will install it. It was discussed how many water shares they would have to turn in and what fees they would have to pay. It was also explained that no secondary water is available in the county, so farm water or culinary water would have to be used for any outside watering. It was asked if they wanted a new connection or just move the existing connection. Josh and Lindsey Behunin reported that they are still undecided at this time and will be looking into both options.

Council Member Fox moved to approve the culinary water connection for Josh and Lindsey Behunin, if the required water shares and fees are turned in. The motion was seconded by Council Member Richman. The motion carried with Council Member Price, Fox, Richman, Behling, and Mead voting aye in a roll call vote.

9. DISCUSSION AND CONSIDERATION OF HOME BUSINESS LICENSE EXEMPT APPLICATIONS AND CONSIDERATION TO APPOINT A BUSINESS LICENSE ADMINISTRATOR

Mayor Justice explained that SB-81 made it that a no-impact home business can no longer be charged a business license fee and it has created a lot of confusion for what the city can and can't do. The city sent out a letter notifying the home businesses that they may fall under this exemption. The letter asked if they thought they were a no-impact home business they could return the application asking for the fee exemption. We have had three applications turned back asking for the exemption. The city needs to be able to determine if they are in fact a no-impact home business or not and exempt from the fee. It would be faster if someone was appointed to make that decision in the office at City Hall instead of sending it to the Planning Commission to be reviewed. It was discussed that the city does have a check list and guidelines to compare the applications too that a License Administrator could make that decision. It was suggested that if they must get a fire and building inspection done, it would have to go to the Planning and Zoning Commission to be approved. It was also discussed if the city should still require them to be licensed with the city or just not charge them the fee. In the letter the city sent out, it said if they still want a printed license we would charge them a processing and printing fee of \$10.00. It was decided to still require a no-impact home business to be licensed but can be exempt from paying the full licensing fee. It was suggested to have the Business License Administrator simplify the process and make new forms if necessary.

Council Member Fox moved to appoint Tami Bennett as the Business License Administrator. The motion was seconded by Council Member Behling. The motion carried with Council Member Price, Fox, Richman, Behling and Mead voting aye in a roll call vote.

10. DISCUSSION AND CONSIDERATION TO RENEW LEASE AGREEMENT FOR THE PROPERTY KNOWN AS THE OLD SEWER LAGOON PROPERTY WITH KASH AND VALERIE WINN

Kash and Valerie Winn addressed the City Council with a request to renew the lease agreement for another five years. It was discussed and agreed to renew it at the current agreement of \$1,200 per year and to amend the agreement to state that if the city terminated the agreement early, Kash would receive a refund for the remaining term if he had already made the payment for that year.

Council Member Behling moved to renew the lease agreement with Kash and Valerie Winn with the amendments made for another five years. The motion was seconded by Council Member Richman. The motion carried with Council Member Price, Fox, Richman, Behling, and Mead voting aye in a roll call vote.

11. DISCUSSION REGARDING THE POWER AT THE FAIRGROUNDS

Sid Swasey reported the Stock Show is trying to get the power problems they have had at the Fairgrounds solved. The power has been a problem and needs to be upgraded and fixed. Council Member Bloomer was working with Dean Allen and Jessie Barker trying to get it solved it before the next Stock Show. It was asked to bring this back to the City Council when we have the information we need to start working on it.

12. DISCUSSION AND CONSIDERATION OF THE NEW CITY COUNCIL ASSIGNMENTS

Mayor Justice read the assignments for the city council members and asked if any of them had any questions or concerns about them. She also asked the city council to start looking at their Peach Days assignments to start getting prepared for them. It was noted that each council members contact information will be given out for any complaints or concerns that come into City Hall and will be directed to the council member that has been assigned to be over that department.

REPORTS

13. MAINTENANCE AND GOLF COURSE REPORTS

Mayor Justice reported that the Golf Pro Kasey Edgehouse is in Mexico and should be returning soon.

Sid Swasey and Rick Price reported that it has recently snowed, and they have been working on the snow plow getting it ready to use. Rick also reported that he needs to get some tools to have on hand because he had to use personal ones from home and there aren't any at the shop or in his work truck.

Mayor Justice has removed the City Council Reports from the agenda and asked the council members if they would like to discuss something in the meeting to add it as an agenda item.

14. (IF NEEDED), CONSIDERATION TO ENTER CLOSED SESSION TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL, PENDING OR REASONABLE IMMINENT LITIGATION, AND THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, PURSUANT TO UTAH CODE SECTION 52-4-205

There was no closed session needed.

15. BUDGET REPORT

The Recorder reported that we are planning to open the budget at the February meeting and she handed out a draft budget worksheet for the council to look at and asked if they have any questions. Mayor Justice noted that we will also be working on a new budget in March for the next budget that would start in July. She would also like to start recognizing an employee and a citizen during the city council meetings each quarter. She would like to give them an award like a gift or a certificate. Council member Fox suggested a twenty-five-dollar limit.

16. APPROVAL AND PAYMENT OF WARRANTS

Council Member Fox moved to approve the payment of warrants. The motion was seconded by Council Member Mead. The motion carried with Council Member Price, Fox, Richman, Behling, and Mead voting aye in a roll call vote.

17. ADJOURNMENT

Council Member Richman moved to adjourn the meeting. The motion was seconded by Council Member Fox. The motion carried with Council Member Price, Fox, Richman, Behling, and Mead voting aye in a roll call vote. The meeting adjourned at 8:36 pm.

ATTEST:

Mayor Justice

Jaime Anderson
Ferron City Recorder